IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 23RD NOVEMBER 2007 / 2ND AGRAHAYANA 1929

WP(C).No. 24463 of 2004(K)

PETITIONER:

R.KUPPUSWAMY, PRESIDENT,
SOUTH INDIA PLANTATION WORKER UNION,
REG.NO.42/1950, NALLATHANI P.O. MUNNAR,
K.D.H.VILLAGE, DEVIKULAM TALUK.

BY ADV. SRI.K.GOPALAKRISHNA KURUP
SRI.MATHEW SEBASTIAN

RESPONDENTS:
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1. THE REVENUE DIVISIONAL OFFICER,
DEVIKULAM.

2. A.K.MANI, M.L.A. H.NO.2157,
NADAYAR ROAD, MUNNAR P.O. K.D.H.VILLAGE,
DEVIKULAM TALUK.

BY ADV.SRI.PAULY MATHEW MURICKEN
SRI.JOICE GEORGE
BY GOVERNMENT PLEADER SMT.K.R.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.24463/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER IN CRL.RP. 1449/04 DT. 29.7.04.

EXT.P2:- COPY OF THE ORDER DT. 21.7.04 IN IA. NO.909/04 IN OS. 119/04 OF THE MUNSIFF'S COURT, DEVIKULAM.

EXT.P3:- COPY OF THE LETTER DT. 26.7.04 TO THE PETITIONER AND THE 2ND RESPONDENT.

EXT.P4:- COPY OF THE ORDER/LETTER DT./ 27.7.04 ISSUED BY THE IST RESPONDENT TO THE GENERAL MANAGER, TATA TEA LTD.

EXT.R2(a):- COPY OF THE PROCEEDINGS BEARING NO.B1-5037/03 DT. 1.10.03 OF THE REVENUE DIVISIONAL OFFICER, DEVIKULAM.

/TRUE COPY/

P.S. TO JUDGE

tss

KURIAN JOSEPH, J.

W.P(C) No.24463 of 2004

Dated this the 23rd day of November, 2007

JUDGMENT

Petitioner approached this court aggrieved by Ext.P4 in the matter of reading out of the subscription list pertaining to the members of the petitioner Union. This court has made it clear that it is a matter for the second respondent to pursue the grievances before the civil court and in that view of the matter Ext.P4 order has been stayed. It is submitted that the second respondent has already approached the civil court. Therefore, Ext.P4 is quashed making it clear that the parties will abide by the decision taken by the civil court.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

W.P(C).No.24463 of 2004

JUDGMENT

23rd November, 2007